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PTO Form 1963 (Rev 05/2005)

OMB No. 0651-0055 (Exp 07/31/2018)

Combined Declaration of Use and/or Excusable Nonuse/Application for Renewal of Registration of a Mark under Sections 8 & 9

Handwritten Signature

To the Commissioner for Trademarks:

REGISTRATION NUMBER: 3238720

REGISTRATION DATE: 05/08/2007

MARK: (Stylized and/or with Design, LENNOX (see, [mark](#)))

The owner, LENNOX INDUSTRIES INC, a corporation of Delaware, having an address of
2100 LAKE PARK BLVD
RICHARDSON, Texas 75080
United States

is filing a Combined Declaration of Use and/or Excusable Nonuse/Application for Renewal of Registration of a Mark under Sections 8 & 9.

For International Class 009, the mark is in use in commerce on or in connection with **all** goods/services, or to indicate membership in the collective membership organization, listed in the existing registration for this specific class: electronic thermostats and electronic controllers for controlling heating, ventilating and air conditioning equipment ; or, the owner is making the listed excusable nonuse claim.

The owner is submitting one(or more) specimen(s) showing the mark as used in commerce on or in connection with any item in this class, consisting of a(n) photograph of the goods.

[Specimen-1](#) [SPN0-6915198238-20161104100730673033_._LENNOX___Design_IC_9_spec.JPG]

For International Class 011, the mark is in use in commerce on or in connection with **all** goods/services, or to indicate membership in the collective membership organization, listed in the existing registration for this specific class: air conditioners, heat pumps, furnaces, fireplaces, gas and wood-burning stoves, gas-fired boilers, Air handlers in the nature of cabinets housing air blowers, Air handlers in the nature of cabinets housing heat exchangers, dehumidifiers, air purifiers, and heat transfer packaged systems for temperature conditioning of buildings comprising both air heating and air cooling units, all for residential and industrial use ; or, the owner is making the listed excusable nonuse claim.

The owner is submitting one(or more) specimen(s) showing the mark as used in commerce on or in connection with any item in this class, consisting of a(n) photograph of the goods.

[Specimen-1](#) [SPN1-6915198238-20161104100730673033_._LENNOX___Design_IC_11_spec.JPG]

The registrant's current Attorney Information: Molly Buck Richard of RICHARD LAW GROUP

8411 PRESTON ROAD, SUITE 890
DALLAS, Texas 75225
United States

The docket/reference number is LENN-0005AR.

The registrant's proposed Attorney Information: Molly Buck Richard of RICHARD LAW GROUP
8411 PRESTON ROAD, SUITE 890
DALLAS, Texas 75225
United States

The docket/reference number is LENN-0005AR.

The Other Appointed Attorney(s): James F. Struthers, David J. Diamond.

The phone number is 2142064300.

The fax number is 2142064330.

The email address is clarissa@richardlawgroup.com.

A fee payment in the amount of \$800 will be submitted with the form, representing payment for 2 class(es), plus any additional grace period fee, if necessary.

Declaration

Section 8: Declaration of Use and/or Excusable Nonuse in Commerce

Unless the owner has specifically claimed excusable nonuse, the mark is in use in commerce on or in connection with the goods/services, or to indicate membership in the collective membership organization identified above, as evidenced by the attached specimen(s) showing the mark as used in commerce.

The signatory being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements and the like may jeopardize the validity of this submission, declares that all statements made of his/her own knowledge are true and all statements made on information and belief are believed to be true.

Section 9: Application for Renewal

The registrant requests that the registration be renewed for the goods/services/collective organization identified above.

Signature Section

Signature: _____

Date: _____

Signatory's Name: James Markey

Signatory's Position: Assistant Secretary

NOTE TO APPLICANT: When filed as part of the electronic form (i.e., scanned and attached as an image file), the signature page **must** include both the signature information **and** the boilerplate declaration language. Do **not** include the entire application, but do ensure that the boilerplate declaration language actually appears; *a signature by itself will not be acceptable*. If, due to browser limitations, the boilerplate declaration language appears on a previous page when printed, you must "merge" the declaration and signature block onto a single page prior to signing, so that the *one complete page* can be scanned to create an acceptable image file. It is recommended that you copy-and-paste the entire text form into another document, manipulate the spacing there to move the declaration and signature section to a separate page, and then print this new version of the text form to send to the signatory.